

**AN ORDINANCE AMENDING SECTION 6-46, ENTITLED "VIOLATIONS," OF ARTICLE II, ENTITLED "LICENSES," OF CHAPTER 6, ENTITLED "ALCOHOLIC BEVERAGES," OF THE ROLLING MEADOWS CODE OF ORDINANCES REGARDING THE CONTINUED ENFORCEMENT OF ORDERS OF THE LOCAL LIQUOR CONTROL COMMISSIONER ON APPEAL**

WHEREAS, the City of Rolling Meadows, Cook County, Illinois, ("City") is a home rule unit of government and, pursuant to the provisions of Article VII, Section 6(a) of the Illinois Constitution may exercise any power and perform any function pertaining to its government and affairs, except as limited by Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, the City Council is expressly authorized by Section 4-1 of the Illinois Liquor Control Act of 1934 (235 ILCS 5/1-1 *et. seq.*) to regulate liquor licenses within the City, including the establishment of regulations, restrictions and penalties for the violation of regulations and restrictions, relative to the operation of local liquor licenses within the City as the public good may require; and

WHEREAS, the City Council has determined that it is advisable, necessary and in the public interest to continue the enforcement of any penalty imposed by order of the local liquor control commissioner during any appeal period and to amend the Code of Ordinances of the City of Rolling Meadows to reflect the continued effectiveness of such orders of the local liquor control commissioner during an appeal until such time as there is a final decision.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Rolling Meadows, Cook County, Illinois, as follows:

Section 1. The recitals and statements set forth above are incorporated herein by this reference.

Section 2. Paragraph (f) of Section 6-46, entitled "Violations," of Article II, entitled "Licenses," of Chapter 6, entitled "Alcoholic Beverages," of the Code of Ordinances of the City of Rolling Meadows is hereby amended to read as follows:

- (f) In any case in which a licensee appeals to the state commission a suspension, revocation, fine or denial of a license application or renewal application by the local liquor control commissioner, the suspension, revocation, fine and/or denial shall be in effect during the entire appeal process and until a final order of reversal of the local liquor control commissioner's order or decision has been issued by the state liquor commission or court having jurisdiction

thereof, and the licensee during the appeal process shall cease all activity otherwise authorized by the license.

Section 3. All ordinances or part of ordinances in conflict with this Ordinance are hereby amended to the extent of the conflict.

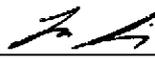
Section 4. This Ordinance shall be in full force and effect after its passage, approval and publication in pamphlet form as provided by law.

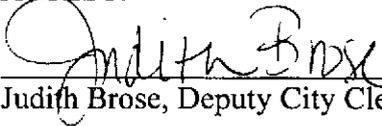
PASSED AND APPROVED by the City Council of Rolling Meadows, Cook County, Illinois this 22<sup>nd</sup> day of August, 2023.

AYES: Budmats, O'Brien, Boucher, Reyez, Koehler, McHale

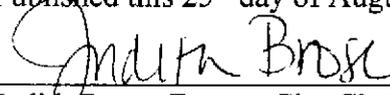
NAYS: 0

ABSENT: Vinezeano

  
\_\_\_\_\_  
Lara Sanoica, Mayor

ATTEST:  
  
\_\_\_\_\_  
Judith Brose, Deputy City Clerk

Published this 25<sup>th</sup> day of August, 2023.

  
\_\_\_\_\_  
Judith Brose, Deputy City Clerk